

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. CR 99-93 MMC

Plaintiff,

v.

**ORDER DENYING MOTION TO DISMISS
ALL PENDING AND UNRESOLVED
INDICTMENTS**

VICTOR UZOMA DURU,

Defendant.

UNITED STATES OF AMERICA,

No. CR 03-87 MMC

Plaintiff,

v.

VICTOR UZOMA DURU,


Defendant.

Before the Court is defendant Victor Uzoma Duru's "Motion to Dismiss All Pending and Unresolved Indictments," filed December 30, 2011, pursuant to the Interstate Agreement on Detainers Act ("IAD"), 18 U.S.C.App. § 2. Under the IAD, a prisoner has the right to make a request for final disposition of the indictment, information, or complaint on which a detainer is based. See United States v. Lualemaga, 280 F.3d 1260, 1263 (9th Cir. 2002).

1 Having read and considered the motion, and having reviewed the Clerk's record as
2 to the two matters identified in said motion as assigned to the undersigned, specifically
3 Case Nos. CR 99-93 MMC and CR 03-87 MMC, the Court hereby DENIES the motion as
4 moot, for the reason that no charges remain pending in either such action.

5 **IT IS SO ORDERED.**

6
7 Dated: February 14, 2012


MAXINE M. CHESNEY
United States District Judge